## CLERK'S RESUME OF PROCEEDINGS CIVIL NON-JURY PROCEEDINGS

JUDY CROUCH, et al.,	)
Plaintiffs,	) ) ) CASE #: 3:07-cv-0541
vs.	DATE: December 15, 2009
GUARDIAN ANGEL NURSING, INC., et al.,	)
Defendants.	)
COURT REPORTER: Charlotte Sloan	
PLAINTIFF'S ATTORNEY(S): Cynthia Wilse	on and Kenneth S. Williams
DEFENDANT'S ATTORNEY(S): James Holt, J	r. and Tim Perkins
NATURE OF PROCEEDING: BENCH TRIAL	
INSTRUCTIONS AND DECISIONS OF THE CO	OURT:
are read into the record by Plaintiff and Defendant	-8 are marked and admitted. Portions of Exhibits 1-8 are witnesses per the attached Witness List are sworn marked and admitted. 12:00 p.m. Court stands at
12:30 p.m. Court reconvenes. Plaintiff rests. The hears argument and denies Defendants' oral motion	e Defendant moves for directed verdict. The Court on.
	and testify and Exhibits per attached Exhibit List are rate opinion and final judgment after the first of the
	KEITH THROCKMORTON CLERK, U.S. DISTRICT COURT
	/s/NancyDuckwiler , Deputy Clerk
TIME UTILIZED: 10:08 a.m12:00 p.m. 12:30-1:45 p.m.	

## UNITED STATES DISTRICT COURT

MIDDLE	DICTRICT OF	TENDIEGGEE
	DISTRICT OF	TENNESSEE

JUDY CROUCH, et al.

## **EXHIBIT AND WITNESS LIST**

Case Number: 3:07-cv-0541

V.
GUARDIAN ANGEL NURSING, INC., et al.

PRESIDING JUDGE PLAINTIFF'S ATTORNEY DEFENDANT'S ATTORNEY THOMAS A. WISEMAN, JR. Cynthia Wilson and Kenneth Williams James Holt, Jr. and Tim Perkins TRIAL DATE (S) COURT REPORTER COURTROOM DEPUTY December 15, 2009 Charlotte Sloan Nancy Duckwiler DATE MARKED ADMITTED DESCRIPTION OF EXHIBITS\* AND WITNESSES OFFERED NO. NO. 12-15-09 Lee Garner, Jr.'s Deposition August 24, 2007 1 12-15-09 | 12-15-09 2 12-15-09 | 12-15-09 | 12-15-09 Response of E.L. Garner, Jr. to Plaintiffs' First Set of Combined Request for Admission 3 12-15-09 | 12-15-09 | 12-15-09 Defendants' Responses to Plaintiffs' First Set of Interrogatories to Defendants 4 12-15-09 | 12-15-09 | 12-15-09 Deposition of Lee Garner, III, October 25, 2007 5 12-15-09 | 12-15-09 | 12-15-09 E.L. Garner, III's Response to Plaintiffs' First Set of Combined Request for Admission 12-15-09 | 12-15-09 | 12-15-09 | Deposition of Martha Stone October 24, 2007 6 7 12-15-09 | 12-15-09 | 12-15-09 | On-Call Staffing, Inc. Policy and Procedure Manual June 2006, HIPPA Manual 8 12-15-09 | 12-15-09 | 12-15-09 On Call Staffing letter dated May 1, 2006, To all employees re new name 12-15-09 PATRICIA ANN MASON 9 12-15-09 | 12-15-09 | 12-15-09 Independent Contractor Agreement, 12-17-2004 12-15-09 ROGER BILLS 12-15-09 CHRISTIN JOHNSON PLAINTIFF RESTS. IN DEFENSE: 12-15-09 DEYAMPERT BRAME GARNER 12-15-09 ERNEST LEVI GARNER, III 10 12-15-09 12-15-09 Independent Contractor Agreement with John Quinn, December 4, 2004 11 12-15-09 12-15-09 12-15-09 Independent Contractor Agreement with Tammy Upscomb December 28, 2006 12 12-15-09 12-15-09 12-15-09 Independent Contract Agreement with Gina Roddy, February 20, 2007 13 12-15-09 12-15-09 12-15-09 Guardian Angel Independent contract with Richard Reagan, December 12, 2005 12-15-09 | 12-15-09 14 12-15-09 Guardian Angel Independent contract with Judy Crouch, 10-8-04 12-15-09 | 12-15-09 15 12-15-09 Guardian Angel Contract April 11, 2006 with Joyce Barnard 12-15-09 16 12-15-09 12-15-09 Ernest Levi Garner, III's Affidavit Nov. 12, 2007

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<sup>\*</sup> Include a notation as to the location of any exhibit not held with the case file or not available because of size.